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JAN 11 2006

Examiner: Van Thanh Trieu

Group: 2636

Date: January 11, 2006

Client Code: 3573

Facsimile No.: 571-273-8300

From: Joseph M. Maraia, Esq.

Subject: Paper: Amendment After Final Rejection Under 37 C.F.R. § 1.116

Docket No.: 3573.1000-000

Applicants: David P. Peckham and John O. Della Morte, Jr.

Serial No.: 10/631,153

Filing Date: July 31, 2003

Number of pages including this cover sheet: 7Please confirm receipt of facsimile: Yes XX No    

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1978-341-0136

T-903 P.02/07 F-112

MLW/JMM/cb  
January 11, 2006

DOCKET NO. 3573.1000-000  
Expedited Procedure under 37 C.F.R. 1.116  
Examining Group 2636

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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JAN 11 2006

Applicant: David P. Peckham and John O. Della Morte, Jr.  
Application No.: 10/631,153 Group: 2636  
Filed: July 31, 2003 Examiner: Van Thanh Trieu  
Confirmation No.: 2228  
For: Method and Apparatus for Temporary Muting of Smoke Alarms

| CERTIFICATE OF MAILING OR TRANSMISSION  |                          |
|---|--------------------------|
| I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or is being facsimile transmitted to the United States Patent and Trademark Office on: |                          |
| JAN. 11, 2006   | <i>Christine A. Budd</i> |
| Date  | Signature                |
| CHRISTINE A. BUDD   |                          |
| Typed or printed name of person signing certificate   |                          |

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an Amendment After Final Rejection Under 37 C.F.R. § 1.116 for filing in the above-identified application.

- [ X ] Small entity status of this application under 37 C.F.R. 1.9 and 1.27 has been established by a Small Entity Statement previously submitted.
- [ ] A Small Entity Statement to establish small entity status under 37 C.F.R. 1.9 and 1.27 is enclosed.

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1978-341-0136

T-803 P.03/07 F-112

10/631,153

-2-

The claims fee has been calculated as shown below:

|  | CLAIMS<br>REMAINING<br>AFTER<br>AMENDMENT |          | HIGHEST NO.<br>PREVIOUSLY<br>PAID FOR | PRESENT<br>EXTRA |
|--|---|----------|---------------------------------------|------------------|
| TOTAL  | 16  | MINUS *  | 20                                    | 0                |
| INDEP  | 2   | MINUS ** | 3                                     | 0                |
| <input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM |   |          |                                       |                  |

\* not fewer than 20  
\*\* not fewer than 3

## SMALL ENTITY

|   | RATE   | ADDIT.<br>FEE |
|---|--------|---------------|
| X | \$ 25  | \$            |
| X | \$ 100 | \$            |
| + | \$ 180 | \$            |

TOTAL= \$ 0

## OTHER THAN SMALL ENTITY

|   | RATE   | ADDIT.<br>FEE |
|---|--------|---------------|
| X | \$ 50  | \$            |
| X | \$ 200 | \$            |
| + | \$ 360 | \$            |

TOTAL= \$ 0

The Application Size Fee has been calculated as shown below:  
(Effective for cases filed on or after December 8, 2004)

| Actual Sheets<br>(Including<br>current<br>amendment) | Highest No. of<br>Sheets Paid<br>For<br>(At least 100) | No. of<br>Additional Units<br>Required<br>(Increments of<br>50 sheets) |
|--|--|--|
|  |  |  |

## SMALL ENTITY

| Rate    | Total<br>Amount<br>Owed |
|---------|-------------------------|
| X \$125 | \$[ ]                   |

## OTHER THAN SMALL ENTITY

| Rate    | Total<br>Amount<br>Owed |
|---------|-------------------------|
| X \$250 | \$[ ]                   |

Payment  
Sufficient for  
up to

[ ] Sheets

## Petition for Extension of Time

[ ] Applicant hereby petitions to extend the time to respond to the [ ] dated [ ] for [ ] month(s) from [ ] to [ ]. The appropriate fee is set forth below.

[ ] [For action-specific language in an extension of time, go to insert, file, public folders, firm templates, and select the appropriate paragraph.]

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1978-341-0136

T-903 P.04/07 F-112

10/631,153

-3-

**Please charge Deposit Account No. 08-0380 for the following fees:**

|                          |  |             |
|--------------------------|--|-------------|
| <input type="checkbox"/> | Petition for [ ] month Extension of Time | \$ _____    |
| <input type="checkbox"/> | Claims Fee                               | \$ _____    |
| <input type="checkbox"/> | Application Size Fee                     | \$ _____    |
| <input type="checkbox"/> | Other Fees:                              | \$ _____    |
|                          |  | \$ _____    |
|                          |  | \$ _____    |
| <b>TOTAL:</b>            |  | \$ <u>0</u> |


**A check is enclosed in payment of the following fees:**

|                          |  |             |
|--------------------------|--|-------------|
| <input type="checkbox"/> | Petition for [ ] month Extension of Time | \$ _____    |
| <input type="checkbox"/> | Claims Fee                               | \$ _____    |
| <input type="checkbox"/> | Application Size Fee                     | \$ _____    |
| <input type="checkbox"/> | Other Fees:                              | \$ _____    |
|                          |  | \$ _____    |
|                          |  | \$ _____    |
| <b>TOTAL:</b>            |  | \$ <u>0</u> |

☒ Please charge any deficiency or credit any overpayment in the fees that may be due in this matter to Deposit Account No. 08-0380. A copy of this letter is enclosed for accounting purposes.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By   
Joseph M. Maraia  
Registration No.: 55,926  
Telephone (978) 341-0036  
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Concord, Massachusetts 01742-9133

Dated: 1/11/06

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January 11, 2006

JAN 11 2006

PATENT APPLICATION  
Attorney's Docket No.: 3573.1000-000  
Expedited Procedure under 37 C.F.R. § 1.116  
Examining Group 2636

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: David P. Peckham and John O. Della Morte, Jr.  
Application No.: 10/631,153 Group: 2636  
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| <u>JANUARY 11, 2006</u><br>Date  | <u>[Signature]</u><br>Signature |
| <u>CHRISTINE A BUDD</u><br>Typed or printed name of person signing certificate   |                                 |

### AMENDMENT AFTER FINAL REJECTION UNDER 37 C.F.R. § 1.116

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This Amendment After Final Rejection is being filed in response to the Final Office Action mailed from the U.S. Patent and Trademark Office on November 8, 2005 in the above-identified application. Reconsideration and further examination are requested.